

Notice of Allowability

Application No.

10/612,982

Examiner

Davetta W. Goins

Applicant(s)

SALZHAUER ET AL.

Art Unit

2632

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☐ This communication is responsive to ____.
2. ☒ The allowed claim(s) is/are 1-29.
3. ☒ The drawings filed on 07 July 2003 are accepted by the Examiner.
4. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some* c) ☐ None of the:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. ____.
3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).
- * Certified copies not received: ____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

5. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
6. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
- (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
- 1) ☐ hereto or 2) ☐ to Paper No./Mail Date ____.
- (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date ____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
7. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☒ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☒ Information Disclosure Statements (PTO-1449 or PTO/SB/08),
Paper No./Mail Date 9/30/03
4. ☐ Examiner's Comment Regarding Requirement for Deposit
of Biological Material
5. ☐ Notice of Informal Patent Application (PTO-152)
6. ☐ Interview Summary (PTO-413),
Paper No./Mail Date ____.
7. ☐ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other ____.

Davetta W. Goins
Primary Examiner
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Allowable Subject Matter

1. Claims 1-29 are allowed.

The following is an examiner's statement of reasons for allowance: Sawinski (US Pat. 6,836,212 B2) discloses a system that determines whether an electronic device, such as a cell phone or PDA has been removed from the cradle. The electronic device includes a lost device detection circuit that determines that the electronic device has been removed from the cradle and will initiate an alarm signal that will be emitted by the actual removed electronic device and/or the electronic device may transmit stored text or voice messages to a remote location, such as a user's cell phone, computer, or pager (col. 2, lines 36-67; col. 3, lines 1-17; col. 4, lines 41-54); col. 10, lines 56-67; col. 11, lines 1-16). Banga (US Pat. 5,889,468) discloses a system that may include detectors 12 for detecting conditions such as smoke, carbon monoxide, propane gas, motion, light, motion, temperature, water level, etc. (col. 5, lines 39-61). A control unit 42 is in communication with the plurality of detectors dispersed throughout a residential complex. The control unit 42 includes a controller 108 that will operate both a flashing light and audible alarm that will be produced upon sensing a predetermined amount from the sensors located throughout the residential structure. The control unit 42 also includes a mode switch 100 that is set to indicate whether a user is home, is local, or away. A telephone unit 16 is connected to the controller and will initiate a call and provide a recorded emergency message to emergency personnel after the system detects an alarm condition and determines that the mode switch indicates that a person is away from the residential unit. The telephone unit 16 will await a predetermined amount of time prior to calling an emergency contact if the mode switch indicates the persons are home or local and will cease operation of the call after detecting that an alarm

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reset button 101 has been pressed (col. 8, lines 16-59; col. 9, lines 50-67; col. 10, lines 1-59).

Fray (US Pat. 5,663,714) discloses a smoke detector system that includes a control panel with a recording means (microphone) for allowing a user to record personalized messages that are specific to the type of alarm and that will be emitted from speakers within a home upon detecting fire/smoke/gas (col. 5, lines 9-67; col. 6, lines 1-61). However, neither reference mentioned above nor any other prior art of record disclose in their entirety the claimed method of recording a personal alert message; and in response to receiving an alarm; playing the personal alert message, and in response to detecting the removal of a safety device from a cradle, sending a message to a remote monitoring system.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

3. The prior art of record and not relied upon is considered pertinent to the applicant's disclosure as follows. Muncheryan (US Pat. 4,093,944), Routman et al. (US Pat. 5,349,338), Delmonaco (US Pat. 6,052,052), Olson (US Pat. 6,239,704B1), Morris (US Pat. 6,323,780 B1), Andres et al. (US Pat. 6,522,248 B1), and Waddell (US Pat. 6,690,288 B1), which disclose alarming systems.

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4. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Davetta W. Goins whose telephone number is 571-272-2957.

The examiner can normally be reached on Mon-Fri with every other Fri. off.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Daniel Wu can be reached on 571-272-2964. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

DAVETTA W. GOINS
PRIMARY EXAMINER



D.W.G.

March 17, 2005

Davetta W. Goins
Primary Examiner
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